



Attorney Docket No. CALW-004/01US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: David W. JOHNSON *et al.*

Confirmation No.: 1511

Serial No.: 10/698,424

Group Art Unit: 1638

Filed: November 3, 2003

Examiner: Keith O Neal Robinson

For: **ALFALFA PLANTS HAVING IMPROVED STANDABILITY AND/OR FAST
RECOVERY AFTER HARVEST AND METHODS FOR PRODUCING SAME**

U.S. Patent and Trademark Office
Customer Service Window, Mail Stop Amendment
Randolph Building
401 Dulany Street
Alexandria, VA 22314

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §1.97(c)**

In accordance with the duty of disclosure set forth in 37 C.F.R. §1.56, Applicant(s) hereby submits the following information in conformance with 37 C.F.R. §§1.97 and 1.98.

Pursuant to 37 C.F.R. §1.98, a copy of each non-US patent document cited in the attached Form PTO/SB/08 is enclosed.

This Information Disclosure Statement is filed after the period specified in 37 C.F.R. § 1.97(b), but before the mailing of:

a final action under 37 C.F.R. §1.113;

In accordance with 37 C.F.R. §1.97(c) also enclosed is:

Fee under 37 C.F.R. §1.17(p) in the amount of \$180.00.

It is respectfully requested that the Examiner consider the above-noted information and return an initialed copy of the attached Form PTO/SB/08 to the undersigned.

Dated: June 21, 2006

Respectfully submitted,
COOLEY GODWARD LLP

COOLEY GODWARD LLP
ATTN: Patent Group
The Bowen Building
875 15th Street NW, Suite 800
Washington, DC 20005-2221
Tel: (202) 842-7800
Fax: (202) 842-7899

By:


Erich E. Veitenheimer
Reg. No. 40,420

Please type a plus sign (+) inside this box →



PTO/SB/08A (07-05)

Approved for use through 07/31/2006. OMB 0651-0031

| | | | |
|--|--------|--------------------------|--------------------------------|
| Substitute for form 1449A/PTO | | <i>Complete if Known</i> | |
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i> | | Application Number | 10/698,424 |
| | | Filing Date | November 3, 2003 |
| | | First Named Inventor | David W. Johnson <i>et al.</i> |
| | | Group Art Unit | 1638 |
| | | Examiner Name | Keith O Neal Robinson |
| Sheet | 1 of 1 | Attorney Docket Number | CALW-004/01US |

| OTHER - NON PATENT LITERATURE DOCUMENTS | | | |
|---|-----------------------|---|----------------|
| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² |
| | | D.K. Barnes <i>et al</i> (1988) Highlights in the USA and Canada, <u>Agronomy</u> , Vol. 29, pages 1-24. | |
| | | Pioneer Hi-Bred International Alfalfa Variety '54V54' | |
| | | "WinterGold." Online. www.naaic.org . June 21, 2006 | |
| | | "5312" Online. www.naaic.org . June 21, 2006 | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |

| | | | |
|--------------------|--|-----------------|--|
| Examiner Signature | | Date Considered | |
|--------------------|--|-----------------|--|

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Unique citation designation number (optional). ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.